IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 3RD DECEMBER 2007 / 12TH AGRAHAYANA 1929

Crl.Rev.Pet.No. 949 of 2005()

CRA.94/1998 of THE ADDL. DISTRICT AND SESSIONS COURT ADHOC II , PATHANAMTHITTA,
CC.481/1996 of CHIEF JUDICIAL MAGISTRATE COURT, PATHANAMTHITTA

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REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

K.RAMACHANDRAN PILLAI, PROPRIETOR,
VINOD AGENCIES, VAZHAPILLIL HOUSE, MULAKUZHA
VILLAGE, KOZHUVALLOOR P.O., CHENGANNOOR.

BY ADV. SRI.K.S.MOHAMED HASHIM

RESPONDENTS: RESPONDENTS

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1. M.T.ABRAHAM, MUTHANGA PARAMBIL HOUSE,
MELEVETTIPURAM, PATHANAMTHITTA.

2. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

PUBLIC PROSECUTOR SRI. P. RAVEENDRAN

BY ADV. SRI.S.SREEDUTT

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 03/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.949 of 2005

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Dated: 03-12-2007

ORDER

The accused in C.C.No. 481 of 1996 on th**e file** of the J.F.C.M., Pathanamthitta for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 12622 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the court shall be refunded to the revision petitioner/accused.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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